

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of Heidi S. Philips et al. Serial No.: 10/521,053 Filed: December 20, 2004 For: COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR | Group Art Unit: 1642 Examiner: DAVIS, MINH TAM B Confirmation No. 5432 <u>Customer No. 09157</u> Electronically Filed March 3, 2008 |
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Refund Request Under 37 C.F.R. § 1.26

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests a refund pursuant to 37 C.F.R. § 1.26. In particular, Applicant paid for a Four-Month Extension of time fee in the amount of \$1640 on February 11, 2008. Applicant erroneously electronically filed two (2) Responses to Restriction Requirement, along with two (2) Petition and fees for Four-Month Extensions of time. Attached is a communication filed electronically supporting this fact. Copies of Applicant's deposit account statement detailing the foregoing charges are also attached.

Applicant respectfully requests that the amount of \$1640.00 be refunded.

If desired, the refund may be made via the deposit account No.07-0630 for Genentech.

Respectfully submitted,
GENENTECH, INC.

Date: March 3, 2008

By: /Atulya R Agarwal/
Atulya R Agarwal, Ph. D.
Reg. No. 40,887
Telephone No. (650) 225-4463